

BEFORE THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventors: Stephen Fitzgerald, et al.  
Serial No.: 10/672,060  
Filed: September 29, 2003  
Title: TUBULAR BASEBALL BATS WITH VARIABLE  
BARRELS  
Confirm No.: 4727  
Art Unit: 3711  
Our File No.: CECOM-04.US (2043-3-04-10)

February 7, 2008  
**(E-filing)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA  
U.S.A. 22313-1450

Attention: Ms. Geraldine Stanley  
Legal Instruments Examiner

Dear Sirs:

**Response**

This letter is in Response to the Notice of Non-Compliant Amendment (37 CFR 1.121) dated January 23, 2008.

Please accept the enclosed amended drawings for Figures 6.1 to 6.3 in regard to the above-noted case which have been appropriately labelled with "Replacement Sheet" and "U.S. Appln. No. 10/672,060". No new matter has been added.

Respectfully submitted,  
**Fitzgerald, et al.**

Per: 

David J. French  
Reg. No. 31,229

Miltons LLP  
225 Metcalfe Street, Suite 700  
Ottawa, Ontario Canada K2P 1P9  
Tel: 613-567-7824, ext. 230  
Fax: 613-567-4689